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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 THE COALITION TO PROTECT  
9 PUGET SOUND HABITAT,

10 Plaintiff,

11 v.

12 U.S. ARMY CORPS OF ENGINEERS,  
*et al.*,

13 Defendants

14 and

15 TAYLOR SHELLFISH COMPANY, INC.,

16 Intervenor.

No. C16-0950RSL

AMENDED CASE MANAGEMENT  
ORDER

17 These dates are set at the direction of the Court after reviewing the "Stipulated Motion to  
18 Amend Case Management Schedule" submitted by the parties. Dkt. # 20. Plaintiffs challenge the  
19 implementation of a permit issued pursuant to the Clean Water Act and the U.S. Army Corps of  
20 Engineers recently amended that permit. The parties have agreed to deadlines related to the filing  
21 of an amended complaint and the production of the Administrative Record, which the Court  
22 adopts. Until the record is compiled, the parties cannot determine whether discovery will be  
23 necessary: if a party decides to seek discovery, it may file a motion and will have the initial  
24 burden of showing that discovery is factually necessary and legally appropriate. The Court  
25 orders as follows:  
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AMENDED CASE MANAGEMENT ORDER

1 Deadline by which a motion to allow discovery must be filed August 31, 2017  
2 Plaintiff's motion for summary judgment shall be filed by October 16, 2017  
3 Oppositions to the motion for summary judgment and cross-  
4 motions shall be filed by November 17, 2017  
5 Defendants and Intervenor's shall consult regarding briefing  
and avoid redundancy whenever possible.  
6 Plaintiff's combined opposition and reply shall be filed by December 18, 2017  
7 Defendants' and Intervenor's replies shall be filed by January 18, 2018  
8 Defendants and Intervenor's shall consult regarding briefing  
and avoid redundancy whenever possible.  
9 Oral Argument to be scheduled by the Court

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11 The cross-motions for summary judgment shall be noted on the Court's calendar for  
12 consideration on January 19, 2018. All other dates have already passed, have been agreed by the  
13 parties in their stipulation, or are specified in the Local Civil Rules. If any of the dates identified  
14 in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall  
15 be performed on the next business day. These are firm dates that can be changed only by order of  
16 the Court pursuant to Local Civil Rules 10(g) and/or 7(d)(2), not by agreement of counsel or the  
17 parties. The Court will alter these dates only upon good cause shown.

#### 18 19 ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND COURTESY COPIES

20 Information and procedures for electronic filing can be found on the Western District of  
21 Washington's website at [www.wawd.uscourts.gov](http://www.wawd.uscourts.gov). The following alterations to the Electronic  
22 Filing Procedures apply in all cases pending before Judge Lasnik:

23 – Alteration to LCR 10(e)(9) - Effective July 1, 2014, the Western District of  
24 Washington will no longer accept courtesy copies in 3-ring binders. All courtesy copies must be  
25 3-hole punched, tabbed, and bound by rubber bands or clips. If any courtesy copies are  
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1 delivered to the intake desk or chambers in 3-ring binders, the binders will be returned  
2 immediately. This policy does **NOT** apply to the submission of trial exhibits.

3 – Alteration to Section III, Paragraph M of the Electronic Filing Procedures - Unless the  
4 proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy  
5 of the order to the judge's e-mail address.

6 – Pursuant to LCR 10(e)(10), all references in the parties' filings to exhibits should be as  
7 specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs, line  
8 numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to in the  
9 parties' filings. Filings that do not comply with LCR 10(e) may be rejected and/or returned to  
10 the filing party, particularly if a party submits lengthy deposition testimony without highlighting  
11 or other required markings.

12 – Alteration to LCR 7(d)(4) - Any motion *in limine* must be filed by the date set forth  
13 above and noted on the motion calendar no earlier than the second Friday thereafter. Any  
14 response is due on or before the Wednesday before the noting date. Parties may file and serve  
15 reply memoranda, not to exceed nine pages in length, on or before the noting date.

#### 16 17 PRIVACY POLICY

18 Parties are reminded that they must comply with the privacy requirements in Federal Rule  
19 of Civil Procedure 5.2 and Local Rule 5.2.

#### 20 21 SETTLEMENT

22 Should this case settle, counsel shall notify the Deputy Clerk, Kerry Simonds at 206-370-  
23 8519, as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy  
24 Clerk prompt notice of settlement may be subject to such discipline as the Court deems  
25 appropriate.

1 DATED this 27<sup>th</sup> day of April, 2017.

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3 Robert S. Lasnik  
4 United States District Judge  
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